



PET
108 Rec'd PCT/PTQ 29 AUG 1997

Beiersdorf 435-WCG:cq
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Ghita Lanzendörfer, et al.
Serial No. : 08/849,525
Filed : June 10, 1997
For : USE OF FLAVONOIDS AS IMMUNOMODULATING OR
IMMUNO-PROTECTIVE AGENTS IN COSMETIC AND
DERMATOLOGICAL PREPARATIONS
Art Unit : To be assigned
Examiner : To be assigned

August 26, 1997

Box Missing Requirements
Honorable Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

COMMUNICATION RE: FILING OF DECLARATION
ON A DATE LATER THAN THE FILING
DATE OF THE APPLICATION

This is in response to the Notification of Missing Requirements of application under 35 U.S.C. 371 dated July 29, 1997, in the above-identified application. A copy of said Notice is attached hereto.

It is requested that the papers submitted herewith be joined-up with the papers previously filed in this application.

[] a small entity [] verified statement attached
[] verified statement filed

[X] other than a small entity.

It is requested that the surcharge for the filing of the Declaration be charged to the undersigned's Deposit Account No. 19-3869. Please charge:

☐ \$65.00 for small entity

☒ \$130.00 for other than small entity.

An extra copy of this communication is appended hereto for accounting purposes.

CONDITIONAL PETITION FOR EXTENSION OF TIME

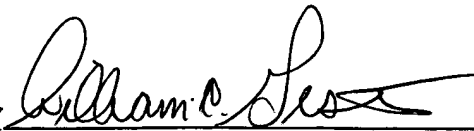
If any extension of time for this response is required, Applicants request that this be considered a petition therefor. Please charge the required petition fee to Deposit Account No. 19-3869.

ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess,
to Deposit Account No. 19-3869.

Respectfully submitted,

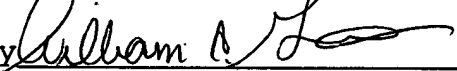
SPRUNG KRAMER SCHAEFER & BRISCOE

By 
William C. Gerstenzang
Reg. No. 27,552

660 White Plains Road
Tarrytown, New York 10591-5144
(914) 332-1700

I hereby certify that this correspondence is being deposited
with the United States Postal Services as first class mail in an
envelope addressed to Box Missing Requirements, Assistant
Commissioner for Patents and Trademarks, Washington, D.C. 20231 on
August 26, 1997.

SPRUNG KRAMER SCHAEFER & BRISCOE

By 

Date 8/26/97

Enclosures

Notice
Combined Declaration and Power of Attorney
Recordation Form Cover Sheet
Assignment



Patent and Trademark Office
Address: ASSISTANT COMMISSIONER FOR PATENTS
Box PCT
Washington, D.C. 20231

FIRST NAMED APPLICANT

ATTY. DOCKET NO.

849,525

LANZENDORFER

G

BEIERSDORF 4

INTERNATIONAL APPLICATION NO.

PCT/EP95/04908

I.A. FILING DATE

PRIORITY DATE

12/12/95

12/13/94

DATE MAILED:

07/29/97

5611
SPRUNG KRAMER SCHAEFFER & BRISCOE
660 WHITE PLAINS RD.
WHITE PLAINS NY 10591-5144

Oath/Decl
due: 8-29-97

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as

☐ a Designated Office (37 CFR 1.494),
☒ an Elected Office (37 CFR 1.495):

☒ U.S. Basic National Fee.

☒ Copy of the international application in:

☒ a non-English language.
☐ English.

☒ Translation of the international application into English.

☐ Oath or Declaration of inventor(s) for DO/EO/US.

☐ Copy of Article 19 amendments.

☐ Translation of Article 19 amendments into English.

☒ The International Preliminary Examination Report in English and its Annexes, if any.

☐ Translation of Annexes to the International Preliminary Examination Report into English.

☐ Preliminary amendment(s) filed _____ and _____.

☐ Information Disclosure Statement(s) filed _____ and _____.

☐ Assignment document.

☐ Power of Attorney and/or Change of Address.

☐ Substitute specification filed _____.

☐ Verified Statement Claiming Small Entity Status.

☐ Priority Document.

☒ Copy of the International Search Report ☒ and copies of the references cited therein.

☐ Other:

2. The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

☐ a. Translation of the application into English. Note a processing fee will be required if submitted later than the appropriate 20 or 30 months from the priority date.

☐ The current translation is defective for the reasons indicated on the attached Notice of Defective Translation.

☐ b. Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)).

☒ c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

☐ The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) for the reasons indicated on the attached PCT/DO/EO/917.

☐ d. Surcharge for providing the oath or declaration later than the appropriate 20 or 30 months from the priority date (37 CFR 1.492(e)).

3. Additional claim fees of \$ _____ as a ☐ large entity ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are dup. See attached PTO-875.

ALL OF THE ITEMS SET FORTH IN 2(a)-2(d) AND 3 ABOVE MUST BE SUBMITTED WITHIN ONE MONTH FROM THE DATE OF THIS NOTICE OR BY ☐ 21 OR ☒ 31 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

4. Translation of the Annexes **MUST** be submitted no later than the time period set above or the annexes will be cancelled. Note processing fee will be required if submitted later than 30 months from the priority date.

5. ☐ The Article 19 amendments are cancelled since a translation was not provided by the appropriate 20 (37 CFR 1.494(d)) or 30 (37 CFR 1.495(d)) months from the priority date.

Applicant is reminded that any communication to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above. (37 CFR 1.5)

A copy of this notice MUST be returned with this response.

Enclosed: ☐ PCT/DO/EO/917
☐ PTO-875

☐ Notice of Defective Translation

FORM PCT/DO/EO/905 (September 1996)

Telephone: (703) 305-3656

Paulette R. Kidwell
Paralegal Specialist

Paulette

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